

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK
UNITED STATES OF AMERICA,
Plaintiff,

v.

THE PREMISES AND REAL PROPERTY WITH
ALL BUILDINGS, APPURTANCES, AND
IMPROVEMENTS, LOCATED AT 7122 LARRY COURT
NORTH TONAWANDA, NEW YORK,
Defendant

**NOTICE OF COMPLAINT FOR FORFEITURE
AGAINST REAL PROPERTY**

**TO: THE UNITED STATES MARSHALS SERVICE FOR THE WESTERN
DISTRICT OF NEW YORK AND/OR ANY OTHER DULY AUTHORIZED
LAW ENFORCEMENT OFFICER:**

WHEREAS, a civil complaint seeking forfeiture pursuant to 21 U.S.C. § 881(a)(6) and 18 U.S.C. § 981(a)(1)(A) and was filed on _____ in the United States District Court for the Western District of New York by Trini E. Ross, United States Attorney, on behalf of the United States of America, plaintiff, against the defendant real property. The complaint alleges that said property may, for the causes stated in the complaint, be condemned as forfeited to the United States.

YOU ARE, THEREFORE, HEREBY COMMANDED to provide notice of this action to all persons thought to have an interest in or claim to the defendant real property and that you promptly, after execution of this process, file the same in this Court with your return thereon.

All persons asserting an interest in or claim against the defendant real property and who have received direct notice of the forfeiture action must file a verified claim with the Clerk of this Court pursuant to Rule G(5) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, **thirty-five (35) days** after the notice is sent; or if notice was published but direct notice was not sent to the claimant or the claimant's attorney, a claim must be filed no later than thirty (30) days after final publication of newspaper notice or legal notice or no later than sixty (60) days after the first day of publication on an official internet government forfeiture site; or within the time that the Court allows, provided any request for an extension of time from the Court is made prior to the expiration of time which the person must file such verified claim. In addition, any person having filed such a claim shall also serve and file an answer to the complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure within **twenty-one (21) days** after filing the claim, and any person having timely filed such claim and answer **must appear before this Court, at Buffalo, New York on _____ or () on a date to be determined by the Court.**

SEE REVERSE SIDE FOR ADDITIONAL INFORMATION

Supplemental Rule G(5) provides in pertinent part: "The claim must: (A) identify the specific property claimed; (B) identify the claimant and state the claimant's interest in the property; (C) be signed by the claimant under penalty of perjury; and (D) be served on the government attorney designated under Rule G(4)(a)(ii)(C) or (b)(ii)(D).

Claims and Answers are to be filed with the Clerk, United States District Court for the Western District of New York, 2 Niagara Square, Buffalo, New York 14202, with a copy thereof sent to Assistant United States Attorney Melanie J. Bailey, 138 Delaware Avenue, New York 14202. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

Additional procedures and regulations regarding this forfeiture action are found at 19 U.S.C. §1602-1619, 28 C.F.R. § 9, and 18 U.S.C. § 985.

In accordance with 18 U.S.C. § 985, this Notice shall be posted on the defendant property and served on the property owner, along with a copy of the Complaint for Forfeiture.

WITNESS THE HONORABLE	UNITED STATES DISTRICT JUDGE AT
DATE	CLERK
	(BY) DEPUTY CLERK

Returnable 75 days after issue

United States Marshals Service's Return

DISTRICT	DATE RECEIVED	DATE EXECUTED
US MARSHAL	(BY) DEPUTY MARSHAL	